

Notice of Allowability

Application No.

09/827,357

Examiner

Matthew L. Brooks

Applicant(s)

BLACK, JOHN

Art Unit

3629

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 9/19/2006.
2. ☒ The allowed claim(s) is/are 29-33 and 35-37.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892).
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date Attached
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Michael F. Krieger on 12/20/06.

The application has been amended as follows:

Claims 1-28 and claim 34 have been cancelled.

Claim 29. (Currently Amended) A method for coordinating a competitive boxing match using an integrated Internet-based system comprising:

- a. receiving boxer information from a plurality of boxers on an Internet-based system;
- b. organizing the received boxer information into an electronically-searchable format on the Internet-based system based on categories of characteristics relevant to organizing boxing matches between said boxers ~~selected from the plurality of boxers~~ ;
- c. providing selective access on the Internet-based system to the electronically-searchable ~~information~~ format to at least the plurality of boxers, promoters of boxing matches, venues for hosting boxing matches, and boxing fans;
- d. providing a proposed match database on the Internet-based system;

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e. receiving an an electronic challenge using the Internet-based system from a first boxer selected from the plurality of boxers to fight a second boxer selected from the plurality of boxers, the challenge creating a proposed match in the proposed match database;

f. transmitting the challenge to the second boxer using the Internet-based system;

g. receiving an acceptance of the challenge from the second boxer using the Internet-based system, the acceptance changing the proposed match into an accepted match on an accepted match database on the Internet-based system;

h. providing information about the accepted match to a promoter using the Internet-based system;

i. said first boxer and second boxer receiving a proposal for promoting the accepted match from the promoter using the Internet-based system;

j. providing information about the accepted match to a venue capable of hosting the accepted match using the Internet-based system; and

k. receiving a proposal for hosting the accepted match from the venue using the Internet-based system; and

i. wherein the venue agrees to host said accepted match and said accepted match occurs.

Claim 34 (Cancelled):

DETAILED ACTION

Allowable Subject Matter

2. Claim 29-33 and 35-37 are allowed.
3. The following is a statement of reasons for allowance:
4. As for independent Claim 29, the prior art teaches quite easily limitations a-d.
But most importantly the prior art does not teach a second boxer receiving an electronic challenge using the an Internet-based system from a first boxer and creating a proposed match in a proposed match database and thereafter a second boxer accepting the challenge which then changes the status of the match to an accepted match on an accepted match database. Other reasons allowable is that this system also links the two boxers to a promoter to promote the accepted match and also sends a proposal to a venue to host said accepted match. Thus, the prior art does not teach or suggest a fully comprehensive method and internet based system for coordinating a boxing match from start to finish.
5. **Sutcliffe** discloses a matching method/system which allows users to enter in characteristic/criterion data and then allows users selective access to the electronically searchable information. Sutcliffe also discloses that the system has been used to allow people looking for activity partners to convene.

Sutcliffe fails to disclose boxers using the system and that of a notification to a promoter of the event and a venue therefore.

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6. **Angelfire** discloses that "matchmaking" in boxing was occurring online and in an internet based system. Also that boxers information was up on the web for another second boxer to contact the head of a sight and accept the match. However these matches were already established on one end and venue is already chosen. And does not facilitate the coordination in the manner as claimed by applicant using the proposed and accepted match databases.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Matthew L. Brooks whose telephone number is (571) 272-8112. The examiner can normally be reached on Monday - Friday; 8 AM - 5 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Weiss can be reached on (571) 272-8112. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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MLB

12/23/06

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